

## MINUTES } CITY OF PIKEVILLE

## REGULAR MEETING - MARCH 12, 1979

A Regular Meeting of the Board of Commissioners was held on March 12, 1979 at 7:30 P.M. at the Regular Meeting place of said Board of Commissioners in the Old City Hall Meeting Room in Pikeville, Ky.

Mayor Pro-Tem Robert Amos, Jr. presided and upon call of the roll, the following members were determined to be present:

COMMISSIONER: JAMES BALSER  
HARDING DAWAHARE  
MAYOR PRO-TEM: ROBERT AMOS, JR.

The Asst. City Clerk read the minutes for the previous meeting of Feb. 26, 1979, and they were approved without any additions or corrections.

Micky Fronto was present and requested to be reimbursed for a meter deposit eventhough he had no receipt. Harding Dawahare made the motion to reimburse Mr. Fronto, but to treat each case individually. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: JAMES BALSER YES  
HARDING DAWAHARE YES  
MAYOR PRO-TEM: ROBERT AMOS, JR. YES

The Motion Carried.

Community Development Bills in the amount of \$6,114.23 were presented to the Commission for approval of payment. Harding Dawahare made the motion to approve payment. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: JAMES BALSER YES  
HARDING DAWAHARE YES  
MAYOR PRO-TEM: ROBERT AMOS, JR. YES

The Motion Carried.

Charlie's Hdwe.	\$ 7.44
Colloredo Assoc.	113.88
Housing Authority	83.33
IBM Corp.	44.27
Will Linder & Assoc.	3,800.00
Pitney Bowes	226.00
Slone's Off. Supply	13.52
South Central Bell	228.28
Winchester Pest Con.	125.00
Mary Lou Draughn	125.70
Martin D. Fish	148.15
Phyllis Layne	50.12
Priscilla Newsome	35.34
Sue Smallwood	91.39
City of Pikeville	975.00
A.B. Dick Products	36.11
Appalachian Express	10.70
Total	\$ 6,114.23

The Commission was presented with a letter from Hall Contracting requesting that repair of the Raw Water Intake be handled by a cost-plus method. Harding Dawahare made the motion to negotiate on a price with Hall Contracting and not to accept the cost-plus method as requested. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: JAMES BALSER YES  
HARDING DAWAHARE YES  
MAYOR PRO-TEM: ROBERT AMOS, JR. YES

The Motion Carried.

Notice was received from the Dept. of Transportation that the State will maintain the proposed Coal Run Bridge and maintainance of the Pauley Bridge will be turned over to the County. No Action Taken.

An Escrow Agreement and Amendment to the Contract for Dolly Appleton submitted by 407 Rehab in the amount of \$950.00 was presented to the Commission for approval. James Balser made the motion to approve the agreement and amendment to the Contract. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: JAMES BALSER YES  
HARDING DAWAHARE YES  
MAYOR PRO-TEM: ROBERT AMOS, JR. YES

The Motion Carried.

Resolution R-79-013 was presented & read entitled:

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT FOR PROFESSIONAL SERVICES WITH HERB



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## SPENCER, APPRAISER.

WHEREAS, the implementation of Title I of the Community Development Act of 1974 will necessitate certain professional services, which Herb Spencer, Appraiser proposes to provide to the City by the terms of the contract attached hereto, and;

WHEREAS, the City Commission deems the service to be advisable and necessary,

NOW, THEREFORE, the Mayor and City Clerk are hereby authorized to execute the Contract with Herb Spencer, Appraiser, and to bind the City to the terms thereof.

An emergency is declared to exist with regard to this Resolution and the same shall be in full force and effect immediately upon subscription and approval of same.

At Pikeville, Pike County, Kentucky, this 12th day of March, 1979.

Commissioner Harding Dawahare moved the adoption of the foregoing Resolution. Commissioner James Balser seconded the Motion.

Upon roll call the votes were as follows:

W.C. HAMBLEY, M.D., MAYOR	ABSENT
JAMES L. BALSER, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	ABSENT
ROBERT AMOS, JR., COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

/s/ Robert Amos, Pro-Tem  
W. C. HAMBLEY, M.D., MAYOR

## ATTEST:

/s/ Charles L. Huffman, Jr.  
CHARLES L. HUFFMAN, JR.  
CITY CLERK

Harding Dawhare made the motion to adopt the Resolution. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Resolution R-79-014 was presented and read entitled:

## RESOLUTION AUTHORIZING EXECUTION OF CONTRACT FOR PROFESSIONAL SERVICE WITH JAMES O. MARTIN, REVIEW APPRAISER.

WHEREAS, the implementation of Title I of the Community Development Act of 1974 will necessitate certain professional services, which James O. Martin Review Appraiser, proposes to provide to the City by the terms of the Contract attached hereto, and;

WHEREAS, the City Commission deems the services to be advisable and necessary,

NOW, THEREFORE, the Mayor and City Clerk are hereby authorized to bind the City to the terms thereof.

An emergency is declared to exist with regard to this Resolution and the same shall be in full force and effect immediately upon subscription and approval of same.

At Pikeville, Pike County, Kentucky, this 12th day of March, 1979.

Commissioner James Balser moved the adoption of the foregoing Resolution. Commissioner Harding Dawahare seconded the Motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR	ABSENT
JAMES L. BALSER, COMMISSIONER	YES
HARDING DAWAHARE, COMMISSIONER	YES
EUGENE DAVIS, COMMISSIONER	ABSENT
ROBERT AMOS, JR., COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

/s/ Robert Amos, Pro Tem  
W. C. HAMBLEY, M.D., MAYOR



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ATTEST:

/s/ Charles L. Huffman, Jr.  
 Charles L. Huffman, Jr.  
 City Clerk

James Balser made the motion to adopt the Resolution. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Resolution R-79-015 was presented and read entitled:

**RESOLUTION RESCINDING CONTRACT WITH COMPREHENSIVE DESIGN COLLABORATIVE FOR CERTAIN WORK ON THE CHILD DEVELOPMENT CENTER.**

WHEREAS, by Resolution R-78-76, a contract with Comprehensive Design Collaborative was approved for certain work on the child development center, and;

WHEREAS, following the execution of the said contract pursuant to the Resolution it was determined that funding for the said contract was not possible until the property upon which the child development center will sit has been acquired,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Contract with Comprehensive Design Collaborative for the child development center work is hereby rescinded.

An emergency is declared to exist with regard to the foregoing Resolution and the same shall be in full force and effect immediately upon subscription and approval thereof.

Commissioner James Balser moved the adoption of the foregoing Resolution. Commissioner Harding Dawahare seconded the Motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR	ABSENT
EUGENE DAVIS, COMMISSIONER	ABSENT
HARDING DAWAHARE, COMMISSIONER	YES
ROBERT AMOS, JR., COMMISSIONER	YES
JAMES BALSER, COMMISSIONER	YES

The Mayor declared the within Resolution adopted.

/s/ W. C. Hambley, M.D.  
 W. C. HAMBLEY, M.D., MAYOR

ATTEST:

/s/ Charles L. Huffman, Jr.  
 CHARLES L. HUFFMAN, JR.  
 CITY CLERK

James Balser made the motion to adopt the Resolution. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Bids for grading and seeding of Poor Farm Hollow from Sharp Co. for \$120,000.00 (5% bid bond) and Blackburn's Nursery for \$79,987.00 (No bid bond) were submitted to the Commission. Since no bid bond was given for Blackburn's Nursery, the bid was rejected. Because of the price difference of the two bids, Harding Dawahare made the motion to reject Sharp Co. 's Bid. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Mr. Carlton recommended to the Commission to post-pone the revenue sharing funded mower until the seeding of Poor Farm is taken care of. No Action Taken.

Upon staff recommendation, Harding Dawahare made the motion to accept the bid from James Municipal Equipment in the amount of \$27,007.00 for the Garbage



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Truck, James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

An addendum to the Kentucky Municipal League Unemployment Insurance Contract was submitted to the Commission for approval. Harding Dawahare made the motion to approve the addendum. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

A list of Status Changes taken place since the last meeting were submitted to the Commission for approval. No Action Taken.

Ordinance 0-79-002 was presented & read entitled:

ORDINANCE APPROVING A ZONING CHANGE FOR R-1 TO C-2 UNDER THE ZONING REGULATIONS OF PIKEVILLE FOR CERTAIN PROPERTY LYING ON THE NORTH SIDE OF CLINE STREET AND EXPANDING FROM EIGHTH STREET FOR A DISTANCE ALONG CLINE STREET

Harding Dawahare made the motion to adopt the Ordinance. James Balser seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Financial Reports for the Gas System were submitted to the Commission. No Action Taken.

Ordinance 0-79-003 was presented and read as follows:

ORDINANCE GRANTING EASEMENT TO WALTER PRESTON WALTERS FOR INGRESS AND EGRESS AT THE CORNER OF MAIN STREET AND PIKE STREET AND PROHIBITING PARKING THEREUPON.

James Balser made the motion to adopt the Ordinance. Harding Dawahare seconded the motion. Upon call of the roll the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Resolution R-79-016 was presented and read entitled:

RESOLUTION AUTHORIZING NEGOTIATION OF A LOAN TO REIMBURSE PAYING AGENT FOR WATER AND SEWER REVENUE BONDS, WITH THE LOAN TO BE REPAID FROM THE WATER AND SEWER REDEMPTION FUND OF 1975

WHEREAS, certain administrative difficulties have meant that the Pikeville National Bank & Trust Company has paid certain premiums on the water and sewer redemption fund bond of 1975, and;

WHEREAS, in the usual course of business Pikeville National Bank & Trust Co. is to be repaid from the said fund, and;

WHEREAS, the bank reconciliation records are not available for the transfer of the funds to pay the bank,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to execute a loan in a sum sufficient to pay Pikeville National Bank & Trust Company for their recent bond premium payment (approximately \$80,000.00), which loan shall be repaid from the water and sewer redemption fund of 1975 as soon as may be practical administratively.

An emergency is declared to exist with regard to the foregoing Resolution and the same shall be in full force and effect immediately upon subscription and approval thereof.

Commissioner Harding Dawahare moved the adoption of the foregoing Resolution. Commissioner James Balser seconded the Motion.

Upon roll call the votes were as follows:

W. C. HAMBLEY, M.D., MAYOR	ABSENT
EUGENE DAVIS, COMMISSIONER	ABSENT



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HARDING DAWAHARE, COMMISSIONER  
 ROBERT AMOS, JR., COMMISSIONER  
 JAMES BALSER, COMMISSIONER

YES  
 YES  
 YES

The Mayor declared the within Resolution adopted.

/s/ W. C. Hambley, M.D.  
 W. C. HAMBLEY, M.D., MAYOR

ATTEST:

/s/ Charles L. Huffman, Jr.  
 CHARLES L. HUFFMAN, JR  
 CITY CLERK

Harding Dawahare made the motion to adopt the Resolution. James Balser seconded the motion. Upon call of the roll the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

Monthly reports from all Depts. were submitted to the Commission. No Action Taken.

James Balser made the motion to adjourn. Harding Dawahare seconded the motion. Upon call of the roll the vote was as follows:

COMMISSIONER:	JAMES BALSER	YES
	HARDING DAWAHARE	YES
MAYOR PRO-TEM:	ROBERT AMOS, JR.	YES

The Motion Carried.

APPROVED: *W.C. Hambley*  
 W. C. HAMBLEY, M.D. MAYOR

ATTEST:

CHARLES L. HUFFMAN, JR.  
 CITY CLERK

#### SPECIAL MEETING - MARCH 22, 1979

A Special Meeting of the Board of Commissioners was held on March 22, 1979 at 2:30 P.M. at the Regular Meeting Place of said Board of Commissioners at the Old City Hall Building in Pikeville, Kentucky.

#### NOTICE OF SPECIAL MEETING

TO: MAYOR  
 COMMISSIONERS

W. C. HAMBLEY, M.D.  
 ROBERT AMOS, JR.  
 EUGENE DAVIS  
 JAMES BALSER  
 HARDING DAWAHARE

You are hereby notified that the Board of Commissioners of the City of Pikeville, is called to meet in a special session at 2:30 P.M. on March 22, 1979, at City Hall in the City of Pikeville, Kentucky for the following purposes:

1. Road Fork Development Plan
2. Comprehensive Plan Amendment
3. Savings Account at First Security
4. Borrowing money to pay Hall Contracting Corp..Raw Water Intake

/s/ W. C. Hambley, M.D.  
 MAYOR

/s/ Eugene Davis  
 COMMISSIONER

/s/ Robert Amos  
 COMMISSIONER

I, Jesse Johnson, Chief of Police of the City of Pikeville, Kentucky do hereby certify that on 3-21st 1979, I served in the manner provided by law upon Special Meeting a true and correct copy of the foregoing notice.

This 22 day of March, 1979

/s/ Jesse Johnson  
 CHIEF OF POLICE